

REVENUE: No revenue impact

FISCAL: No fiscal impact

Action: Do Pass
Vote: 4 - 0 - 1
Yeas: George, Monnes Anderson, Prozanski, Rosenbaum
Nays: 0
Exc.: Telfer
Prepared By: Jeremy Sarant, Administrator
Meeting Dates: 4/29

WHAT THE MEASURE DOES: Permits contracting agency and person appealing a disqualification, denial, revocation, or revision of being prequalified for public contracting work, to agree on a time in which the Director of Oregon Department of Administrative Services or the local contract review board must conduct the hearing and decide an appeal.

ISSUES DISCUSSED:

- Provisions of the bill

EFFECT OF COMMITTEE AMENDMENT: No amendment.

BACKGROUND: As part of the selection process to hire a contractor for public improvement projects, contracting agencies may adopt regulations requiring mandatory prequalification. ORS 279C.450 outlines the procedure by which a prequalification or disqualification decision made by a contracting agency may be appealed. Under current law, the Director of Oregon Department of Administrative Services or the local contract review board must conduct the hearing and decide an appeal within 30 days.

The 30-day timeframe may not be adequate to prepare for and complete a hearing, particularly if the hearing falls during the peak construction season. Currently, there is no provision to establish an alternative hearing date, even when requested by the contractor.